

Minutes of the Regular Business Meeting of the
Board of Mayor and Aldermen of the City of Kingsport, Tennessee
Tuesday, September 3, 2013, 7:00 PM
Large Court Room – City Hall

PRESENT:

Board of Mayor and Aldermen

Mayor Dennis R. Phillips, Presiding
Alderman John Clark
Alderman Colette George
Vice-Mayor Mike McIntire

Alderman Tom C. Parham
Alderman Tom Segelhorst
Alderman Jantry Shupe

City Administration

John G. Campbell, City Manager
J. Michael Billingsley, City Attorney
James H. Demming, City Recorder

- I. **CALL TO ORDER:** 7:00 p.m., by Mayor Dennis R. Phillips.
- II.A. **PLEDGE OF ALLEGIANCE TO THE FLAG:** David Quillin, Deputy Police Chief.
- II.B. **INVOCATION:** Alderman Mike McIntire.
- III. **ROLL CALL:** By City Recorder Demming. All Present.
- IV. **RECOGNITIONS AND PRESENTATIONS.**
 - 1. Interim Police Chief David Quillin – Recognition of Police Detectives.
 - 2. Sam Jones – Proclamation – Diaper Need Awareness Week
 - 3. Proclamation and Key to the City – Ms. Marie Katherine Segelhorst Day.
- V. **APPROVAL OF MINUTES.**

Motion/Second: McIntire/Parham, to approve minutes for the following meetings:

- A. August 19, 2013 Regular Work Session
- B. August 20, 2013 Regular Business Meeting

Approved: All present voting “aye.”

VI. COMMUNITY INTEREST ITEMS.

AA. PUBLIC HEARINGS.

1. **Public Hearing and Consideration of Ordinances to Annex/Amend Zoning of the Christ Fellowship Church Annexation and Consideration of a Resolution Adopting the Plan of Services Report (AF: 235-2013).** Planner Corey Shepherd gave a brief presentation on this item.

PUBLIC COMMENT ON ITEM VI.AA.1. None.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 3, 2013**

Motion/Second: McIntire/Clark, to pass:

AN ORDINANCE TO ANNEX THAT CERTAIN TERRITORY ADJOINING THE PRESENT CORPORATE BOUNDARIES OF THE CITY OF KINGSPORT, EMBRACING THAT CERTAIN PART OF THE 13TH CIVIL DISTRICT OF SULLIVAN COUNTY, TENNESSEE, AND KNOWN AS THE CHRIST FELLOWSHIP CHURCH ANNEXATION, AS HEREINAFTER DESCRIBED; TO INCORPORATE THE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF KINGSPORT, TENNESSEE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

Motion/Second: Parham/McIntire, to pass:

AN ORDINANCE TO FURTHER AMEND THE ZONING CODE, TEXT AND MAP, TO ZONE PROPERTY ALONG ROCK SPRINGS ROAD AND VICTORY LANE TO R-1A, RESIDENTIAL DISTRICT IN THE 13TH CIVIL DISTRICT OF SULLIVAN COUNTY; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

Motion/Second: McIntire/Segelhorst, to pass:

Resolution No. 2014-040, A RESOLUTION ADOPTING A PLAN OF SERVICES FOR THE CHRIST FELLOWSHIP CHURCH ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE

Passed: All present voting "aye."

2. Public Hearing for Annexation Annual Plan of Services Report
(AF: 234-2013). Planner Corey Shepherd gave a brief presentation on this item.

PUBLIC COMMENT ON ITEM VI.AA.2. None.

3. Public Hearing and Consideration of a Resolution to Amend that Portion of the Plan of Services for the Osborn Annexation Area Pertaining to the Provision of Street Lights (AF: 236-2013). Planner Corey Shepherd presented this item, noting the citizens in the area are requesting the city not provide street lights at this time.

PUBLIC COMMENT ON ITEM VI.AA.3. None.

Motion/Second: McIntire/George, to pass:

Resolution No. 2014-041, A RESOLUTION AMENDING RESOLUTION NO. 2009-060 BY AMENDING THAT PORTION OF THE PLAN OF SERVICES FOR THE OSBORN ANNEXATION OF THE CITY OF KINGSPORT, TENNESSEE PERTAINING TO THE PROVISION OF STREET LIGHTS

Passed: All present voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 3, 2013**

A. PUBLIC COMMENT. Mayor Phillips invited citizens in attendance to speak about any of the remaining agenda items. There being no one coming forward to speak, the Mayor closed the public comment segment.

B. BUSINESS MATTERS REQUIRING FIRST READING.

1. Consideration of a Budget Ordinance Appropriating Available Funds to WA1308 and SW1306 and a Resolution Awarding Bid for Sanitary Sewer Facilities and Waterline Improvements – Hidden Acres/Peppertree Area – Phase 2 and Authorize the Mayor to Sign All Applicable Documents (AF: 237-2013). City Manager Campbell provided information on this item, stating this was for 21,900 feet of sewer line and 6,900 feet of water line improvements. He further noted this would fulfill the obligation for the plan of services in this area.

Motion/Second: Segelhorst/McIntire, to pass:

AN ORDINANCE TO AMEND THE WATER AND SEWER PROJECT FUND BUDGETS BY APPROPRIATING FUNDS TO THE HIDDEN ACRES/PEPPERTREE PROJECT FOR THE YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

Motion/Second: McIntire/Parham, to pass:

Resolution No. 2014-042, A RESOLUTION AWARDED THE BID FOR HIDDEN ACRES/PEPPERTREE AREA PHASE II SANITARY SEWER FACILITIES AND WATERLINE IMPROVEMENTS TO THOMAS CONSTRUCTION COMPANY AND AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

2. Consideration of an Ordinance to Appropriate Cultural Arts Funding Received from Engage Kingsport and Tennessee Arts Commission (AF: 233-2013).

Motion/Second: George/Clark, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND AND THE GENERAL PROJECT SPECIAL REVENUE FUND BY APPROPRIATING GRANT FUNDS RECEIVED FROM THE TENNESSEE ARTS COMMISSION AND DONATIONS RECEIVED FROM ENGAGE KINGSFORT FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

3. Consideration of an Ordinance Amending the FY13 Emergency Solutions Grant Budget (AF: 240-2013).

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 3, 2013**

Motion/Second: Clark/McIntire, to pass:

AN ORDINANCE TO AMEND THE EMERGENCY SHELTER GRANT BUDGET BY APPROPRIATING ADDITIONAL GRANT FUNDS RECEIVED FROM THE TENNESSEE HOUSING AND DEVELOPMENT AGENCY; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

4. Consideration of a Resolution Accepting a Donation from the Downtown Rotary Club and Consideration of an Ordinance to Appropriate the Funds for the Purchase of Park Equipment (AF: 239-2013).

Motion/Second: Clark/McIntire, to pass:

Resolution No. 2014-043, A RESOLUTION ACCEPTING A DONATION FROM THE DOWNTOWN ROTARY CLUB FOR THE PURCHASE OF PARK EQUIPMENT AT THE DOWNTOWN ROTARY PARK

Passed: All present voting "aye."

Motion/Second: Parham/George, to pass:

AN ORDINANCE TO AMEND THE GENERAL FUND BY APPROPRIATING FUNDS RECEIVED FROM THE DOWNTOWN ROTARY CLUB AS A DONATION TO PARKS AND RECREATION FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

5. Consideration of an Ordinance to Amend the FY13 Operating Budgets and Various Projects (AF: 217-2013).

Motion/Second: Clark/George, to pass:

AN ORDINANCE TO AMEND VARIOUS FUND BUDGETS FOR THE FISCAL YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on first reading: All present voting "aye."

C. BUSINESS MATTERS REQUIRING FINAL ADOPTION. None.

D. OTHER BUSINESS.

1. Consideration of a Resolution Authorizing the Mayor to Execute Agreements with Various Agencies and Organizations for Community Development Block Grant and Emergency Shelter Grant Funding in Fiscal Year 2013-2014 (AF: 244-2013). City Manager Campbell gave details on this item, stating these were annual agreements that are usually presented earlier in the year. Mr. Campbell noted that staff felt there might be additional funds available, therefore resulting in the delay.

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 3, 2013**

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2014-044, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AGREEMENTS WITH VARIOUS AGENCIES AND ORGANIZATIONS FOR COMMUNITY DEVELOPMENT BLOCK GRANT AND EMERGENCY SOLUTIONS GRANT FUNDING IN FISCAL YEAR 2013-2014

Passed: All present voting "aye."

2. Consideration of a Resolution to Authorize the Mayor to Sign All Documents Necessary to Apply and Receive a Public Works Investment Grant through the U.S. Economic Development Administration (AF: 241-2013).

Motion/Second: Clark/Parham, to pass:

Resolution No. 2014-045, A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE ALL DOCUMENTS NECESSARY AND PROPER TO APPLY FOR AND RECEIVE A PUBLIC WORKS INVESTMENT REIMBURSEMENT GRANT FROM THE UNITED STATES ECONOMIC DEVELOPMENT ADMINISTRATION

Passed: All present voting "aye."

3. Consideration of a Resolution Authorizing the Kingsport Police Department to Assess Storage Fees on Seized Vehicles Which Have Not Been Removed from Storage in a Timely Manner (AF: 242-2013).

Motion/Second: Segelhorst/Parham, to pass:

Resolution No. 2014-046, A RESOLUTION AUTHORIZING THE KINGSFORT POLICE DEPARTMENT TO ASSESS STORAGE FEES ON SEIZED VEHICLES AND AMENDING RESOLUTION NO. 2013-215

Passed: All present voting "aye."

4. Consideration of a Resolution Authorizing the Mayor to Sign a Lease Agreement with Northeast State Community College for Rooms 148, 152 and 153 in the Regional Center for Health Professions (RCHP) (AF: 238-2013).

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2014-047, A RESOLUTION APPROVING A LEASE WITH THE TENNESSEE BOARD OF REGENTS ON BEHALF OF NORTHEAST STATE COMMUNITY COLLEGE FOR THREE ROOMS IN THE REGIONAL CENTER FOR HEALTH PROFESSIONS, AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE PURPOSE OF THE AGREEMENT

Passed: All present voting "aye."

5. Consideration of a Resolution Amending the Employee Training and Development Policy Pertaining to Reimbursement of Tuition (AF: 245-2013).

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 3, 2013**

Motion/Second: Parham/George, to pass:

Resolution No. 2014-048, A RESOLUTION AMENDING THE EMPLOYEE TRAINING AND DEVELOPMENT POLICY FOR CITY EMPLOYEES ADOPTED IN RESOLUTION NO. 2009-257

Passed: All present voting "aye."

6. Consideration of a Resolution Approving an Option Agreement and Authorizing the Mayor to Execute the Same (AF: 246-2013). City Manager Campbell stated there was interest in this location for potential athletic fields and a business park. The option allows for a sixty day period for staff to evaluate the property.

Motion/Second: Segelhorst/McIntire, to pass:

Resolution No. 2014-049, A RESOLUTION APPROVING AN OPTION AGREEMENT WITH GENERAL SHALE PRODUCTS CORPORATION ON APPROXIMATELY 98 ACRES, MORE OR LESS, LOCATED OFF OF INDUSTRY DRIVE; AUTHORIZING THE MAYOR TO MAKE CERTAIN CHANGES TO THE AGREEMENT, IF NECESSARY; AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME AND ALL DOCUMENTS NECESSARY AND PROPER TO EFFECTUATE THE AGREEMENT OR THIS RESOLUTION

Passed: All present voting "aye."

E. APPOINTMENTS/REAPPOINTMENTS. None.

VII. CONSENT AGENDA. *(These items are considered under one motion.)*

Motion/Second: George/McIntire, to adopt:

1. Consideration of a Budget Ordinance Appropriating Available Funds to WA1308 and Authorize the Mayor to Sign All Applicable Documents (AF: 226-2013).

Ordinance No. 6344, AN ORDINANCE TO AMEND THE WATER PROJECT FUND BUDGET BY APPROPRIATING FUNDS TO THE HIDDEN ACRES/PEPPERTREE PROJECT FOR THE YEAR ENDING JUNE 30, 2013; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, George, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

2. Consideration of an Ordinance to Appropriate the Funds for a Greenbelt Landscaping Project (AF: 227-2013).

Ordinance No. 6345, AN ORDINANCE TO AMEND THE GENERAL FUND BY APPROPRIATING FUNDS RECEIVED FROM APPALACHIAN ELECTRIC POWER AS A DONATION TO PARKS AND RECREATION FOR THE YEAR ENDING JUNE 30, 2014; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

Passed on second reading in a roll call vote: Clark, George, McIntire, Parham, Segelhorst, Shupe and Phillips voting "aye."

**Minutes of the Regular Business Meeting of the Board of Mayor and Aldermen
of the City of Kingsport, Tennessee, Tuesday, September 3, 2013**


VIII. COMMUNICATIONS.


A. CITY MANAGER. Mr. Campbell commented on the new outdoor pool season at the Aquatic Center, pointing out there have been more than 100,000 visitors since it opened. He noted this was four to five times more than Legion Pool visitors.

B. MAYOR AND BOARD MEMBERS. Alderman George thanked Fire Chief Dye for the recognition service for fallen fire fighters last Saturday. Alderman Segelhorst recognized all public safety personnel, pointing out two Kingsport fire fighters saved two children from a burning home over the weekend. Alderman Clark commented on the Aquatic Center and the flood. He also encouraged everyone to participate in the upcoming Eastman road race. Alderman Parham thanked the downtown, the rotary and highly praised the fire fighter memorial service. Vice-Mayor McIntire thanked the police and the fire chief for doing a great job. He also commended Assistant to the City Manager Chris McCartt of his effort with the Aquatic Center. Mayor Phillips pointed out the academic village was open and in session with over 2,200 students, noting the addition of Milligan, Tusculum and ETSU.

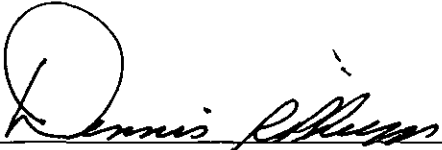
C. VISITORS. Ms. Mary McNabb and Mr. Glen O'Neil made comments.

IX. ADJOURN. Seeing no other business for consideration at this meeting, Mayor Phillips adjourned the meeting at 8:50 p.m.


ANGELA MARSHALL
Deputy City Recorder



The seal of the City of Kingsport, Tennessee, is circular. It features a central emblem with a gear-like border. The text "KINGSPORT, TENNESSEE" is written around the top inner edge, and "The Model City" is written around the bottom inner edge.


DENNIS R. PHILLIPS
Mayor